



RE: Wallace Yard and Spur Lines Site - Revised DRAFT SOW

Wurtzler, Gail to: Clifford Villa

Cc: "Lawrence, Robert"

02/06/2009 08:01 AM

Cliff:

(b) (6)

Gail

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov

[mailto:Villa.Clifford@epamail.epa.gov]

Sent: Friday, February 06, 2009 12:14 AM

To: Wurtzler, Gail

Cc: Sheppard, Bruce A; Trueblood, Craig;

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Lietz, Denise; GLHONEYM@up.com;

pamela.nehring@bnsf.com;

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BARRY.STEIN@sol.doi.gov; brian@clearylawgroup.com

Subject: Re: Wallace Yard and Spur Lines Site -
Revised DRAFT SOW

Gail:

Thank you for sending the revised SOW. As I mentioned, we have comments on the SOW already, but working off this cleaner version will make them more comprehensible.

Attached, in return, is the Governments' consent decree revision, which I expect you will find consistent with our discussion in Seattle. I believe we have two big placeholders remaining: (1) funding of State cleanup actions; and (2) resolution of NRD for BNSF. We will continue to discuss these two issues on the Gov't side, including - I suppose - the Railroads' recent written proposal on State funding. In the meantime, if you have any specific comments on any remaining issues with this revision of the CD, please let me know.

Sorry for the late response here. I had this just about ready to go last week, but got sidetracked by an EPA emergency.

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I'll still be available next week via email, (b) (6)
(b) (6)

So, hit me next week, or I'll catch up with everyone
(b) (6)

Thanks.

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10

(See attached file: CD - EPA revision - Feb 6
'09.DOC)

To "Wurtzler, Gail"
<Gail.Wurtzler@d
gslaw.com>
Clifford
Villa/R10/USEPA/US@EPA
02/04/2009 05:15
cc
PM "Lawrence,
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Subject

and Spur Lines Site

SOW

Wallace Yard

- Revised DRAFT

CONFIDENTIAL SETTLEMENT COMMUNICATION
SUBJECT TO FRE 408

Cliff:

Please see attached Word version and "redline" of the draft proposed Statement of Work showing changes from our meeting on January 16, 2009.

We have deleted the definition of "concentrate" based on the EPA position described in your February 2, 2009 email. As you suggested, we have left a placeholder for the Bunker Hill area of drilling concern in the definition of "Basin ICP." We also understand that EPA will propose additional language for the Hercules Mill objectives.

Arcadis is working on attachments to and deliverables mentioned in the Statement of Work.

Please call or email if you have any questions.
Thanks.

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DGSMANAGE_881938_2.DOC)(See
attached file: sow_redl.pdf)